IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

TUESDAY, THE 15TH MAY 2007 / 25TH VAISAKHA 1929

Bail Appl..No. 2768 of 2007()

(CRIME NO.165 OF 2007 OF THALASSERY POLICE STATION)

PETITIONERS/ACCUSED 3 & 2:

1. **A.C.RAJEEVAN, S/O. CHATHUKUTTY, AGED 42 YEARS, LAKSHMI NIVAS, KADIRUR POST, THALASSERY.**

2. **C.SUNIL KUMAR, S/O. BALAN, AGED 38 YEARS, "SARAYU", KUTTIMAKKOOL, THIRUVANGAD POST, THALASSERY.**

BY ADV. SRI.K.RAMAKUMAR

RESPONDENTS: STATE & COMPLAINANT.

1. **STATE OF KERALA, REPRESENTED BY THE PUBLIC PROSECUTOR, HIGH COURT OF KERALA, ERNAKULAM.**

2. **THE STATION HOUSE OFFICER, THALASSERY POLICE STATION.**

BY PUBLIC PROSECUTOR SRI. P.N. SUKUMARAN

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 15/05/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

Bail Application No. 2767 of 2007

DATED: 15 .05.2007

O R D E R

Petitioners who are accused Nos. 2 and 3 in Crime No.165/07 of Thalassery Police Station for offences punishable under Secs.448, 427 and 380 I.P.C., seek anticipatory bail.

2. The learned Public Prosecutor opposed the application.

3. Anticipatory bail cannot be granted in a case of this nature. But at the same time, I am inclined to permit the petitioners to surrender before the Investigating Officer for the purpose of interrogation and then to have their application for bail considered by the Magistrate having jurisdiction. Accordingly, the petitioners shall surrender before the investigating officer on any day between **22-5-2007 and 24-05-2007** for the purpose of interrogation and recovery of incriminating material, if any. The petitioners shall thereafter be produced on the same day before the Magistrate who shall consider and dispose of their application for bail preferably on the same date on which it is filed.

This petition is disposed of as above.

V.RAMKUMAR, JUDGE

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